IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 4326 of 2005

Between:

Sidda Ramalingeswara Rao @ Anji Babu S/o Krishna Murthy
r/o Nidedavole, West Godavari District

..... PETITIONER

AND

1 State of A.P., rep by Principal Secretary, Home Department Secrtariat, Hyderabad
2 Superintendent of Police West Godavari District, Eluru
3 The Circle Inspector of Police, Nidedavole, West Godavari district
4 The Station House Officer, Nidedavole Police Station, Nidadevole, West Godavari District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate Writ, order or direction preferably a Writ in the nature of Writ of Mandamus, declaring the action of the 1st to 3rd respondent not conducting any enquiry and not taking any action against the 4th respondent in spite of my representations/petitions and in view of the press reports, as being illegal, arbitrary and violative of Article 14 and 21 of the Constitution of India and consequently direct the 4th respondent not to harass the petitioner and pass such other order or orders as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case.

Counsel for the Petitioner: MR.M.VISWANADHAM

Counsel for the Respondents: GP FOR HOME

The Court at the admission stage made the following:

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ORAL ORDER:.

Heard both sides.

2. The complaint of the petitioner is that the fourth respondent is settling the disputes of civil nature relating to chit fund transactions in the police station and insisting the petitioner to settle such matters with the defaulters in chit transactions in the police station.

3. It is needles to say in this regard that time and again this court observed that it is not the duty of the investigating agency to use the police stations as places for settlement of disputes between the private parties. It is expedient for the officers like respondents 2 and 3 to take all such necessary steps to eradicate the general feeling, particularly of the petitioner, in the present case, that the private disputes are being settled in the police stations.

4. With the above observation, the Writ Petition is disposed of. No costs.

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D.S.R. VARMA, J

DATED: 14.03.2005

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To

1 Principal Secretary, State of A.P., Home Department Secretariat, Hyderabad
2 Superintendent of Police West Godavari District, Eluru
3 The Circle Inspector of Police, Nidedavole, West Godavari district
4 The Station House Officer, Nidedavole Police Station, Nidadevole, West Godavari District

5. 2 CCs to G.P. for Home, High Court of A.P., Hyderabad. (OUT)

6. 2 CD Copies.